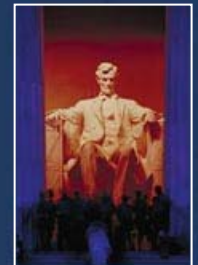


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U.S. Department of Energy



Office of Small and Disadvantaged Business Utilization



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Veteranscorp.org

Veterans Legislative Update

PL 106-50

- Veterans
Entrepreneurship and
Small Business
Development Act of
1999
- “The” foundation of
Veteran
Entrepreneurship





Active Legislation

PL 106-50

- **Establishes**
 - National Veterans Business Development Corporation (TVC)
 - SBA's Office of Veterans Business Development
 - Advisory Committee on Veteran Business Affairs

PL 106-50

- Includes VOSB within Federal contracting and subcontracting goals and within goals of small businesses in Federal procurement contracts.
- **REQUIRES** the head of each federal agency to establish goals for SDVOSB.
- The Government-wide goal for SDVOSB not less than 3 percent of the total value of all prime contracts and subcontract awards for each fiscal year.

PL 108-183

- The Veterans Benefits Act of 2003
- Provides guidance to contracting officers to follow in an effort to achieve the **3%** goal

SOLE SOURCE CONTRACTS

- A contracting officer may award contracts to a SDVOSB on a sole source basis **if**:
 - THE SDVOSB is determined to be a responsible contractor and there is no reasonable expectation that 2 or more SDVOSB will submit offers.
 - The anticipated award price of the contract will not exceed:
 - \$5 Million for manufacturing NAICS codes, or
 - \$3 Million for any other NAICS codes
 - Award can be made at a fair and reasonable price.

RESTRICTED COMPETITION

- A Contracting Office MAY set aside contracts if:
 - Reasonable expectation that 2 or more SDVOSB will submit offers and
 - Award can be made at a fair market price.

RELATIONSHIP TO OTHER CONTRACTING PREFERENCES

- Contracting Officer MAY NOT set aside contracts if:
 - Award would otherwise be awarded in accordance with Javits-Wagner-O'Day Act
 - An 8(a) participant is currently performing or SBA has accepted the contract requirement under the authority of the 8(a) program.

Executive Order 13-360

- Issued October 2004 for agencies to more effectively support 3% goal **AND** use set-aside authority
- **ALL** agencies **shall**:
 - Develop a formal strategic plan and make it available to the public
 - Annually report implementation actions to the Small Business Administration
 - Designate a senior-level official who shall be responsible for developing and implementing the agency's strategy
 - Measure key executives performance (senior level official, chief acquisition officer, OSDBU Director)

PL 109-461

- Sections 502 and 503 of the Veterans Benefits, Healthcare and Information Technology Act of 2006
- Enacted December 22, 2006
- Effective June 20, 2007
- Law provides VA with special authorities in contracting with VOSB and SDVOSB

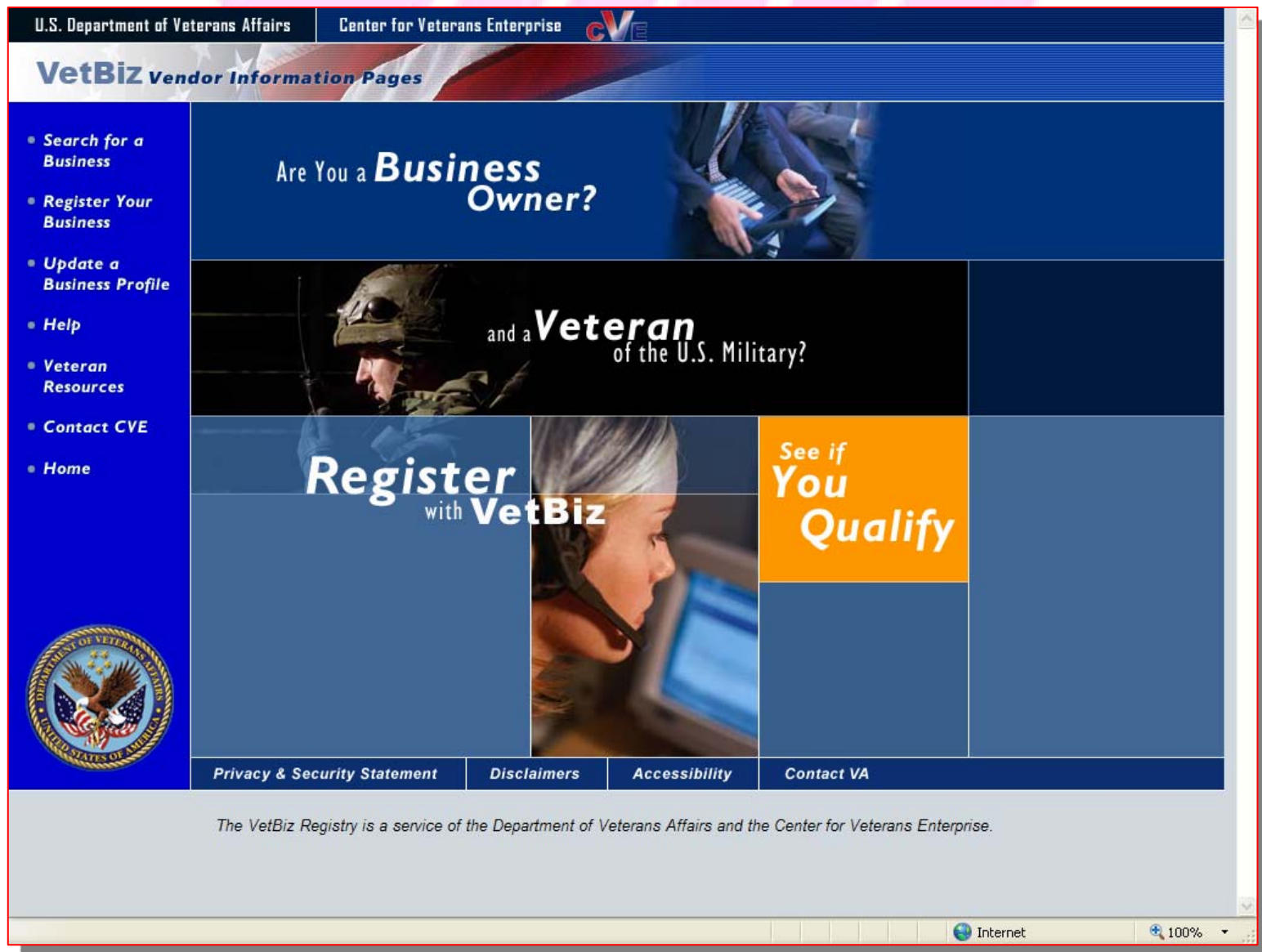
PL 109-461

- In order to increase contracting opportunities for VOB and SDVOB, the Secretary of the Department of Veterans Affairs **SHALL**:
 - Establish a goal for VOSB and SDVOSB each fiscal year
 - Goal has been set at 9% for VOSB and 3% for SDVOSB
 - Contracting officers within VA may use sole sourcing and set-asides

PL 109-461

- Establishes the Vendor Information Pages (VIP)
 - Veterans voluntarily register
 - Veteran and Service-Disabled status verified by VA
 - Will have to register on VIP in order to get VOSB or SDVOSB status on CCR
 - **REGISTER NOW!!!**

~~Vendor Information Pages (VIP)~~





Pending Legislation

H.R. 109

- Disabled Veteran Small Business Eligibility Expansion Act of 2007
- Introduced January 4, 2007
- Amends the Small Business Act to make small businesses owned and controlled by service-disabled veterans eligible for the award by the Small Business Administration (SBA) of small business development grants in the same manner as small businesses owned and controlled by socially and economically disadvantaged individuals.

H.R. 1265

- Service-Disabled Veteran-Owned Small Business Equity Act of 2007
- Introduced March 1, 2007
- Amends the Small Business Act to authorize the Administrator of the Small Business Administration (SBA) to award contracts to small businesses owned and controlled by service-disabled veterans on the same basis as those awarded to socially and economically disadvantaged small businesses.

S 904

- Veterans Small Business Opportunity Act of 2007
- Introduced March 15, 2007
- Raises the maximum MREIDL amount from \$1,500,000 to \$2,000,000
- Allows the SBA Administrator (either directly or through banks) to offer loans up to \$25,000 without requiring collateral from a loan applicant. Currently, the Administrator can make loans up to \$5,000 without requiring collateral

S 904

- Creates an interagency task force made up of representatives from the DOL, VA, DOD, SBA, GSA and OMB that will:
 - 1) increase capital access and capacity of VOSB and SDVOSB through loans, surety bonding, and franchising
 - 2) increase access to federal contracting and subcontracting through increased use of contract reservations, as well through expanded mentor-protégé assistance
 - 3) increase integrity in certifications of VOSB and SDVOSB status
 - 4) reduction in paperwork and administrative burdens on veterans in accessing business development and entrepreneurship opportunities
 - 5) making any other improvements concerning Federal government's support for veterans business development.

S 1005

- Military Reservist and Veteran Small Business Reauthorization Act of 2007
- Introduced March 28, 2007
- Extends permanently the SBA's Advisory Committee on Veterans Business Affairs.
- Authorizes SBA loans of up to \$100,000 to new veteran entrepreneurs.

S 1005

- Amends the Small Business Act to:
 - 1) authorize grants of up to \$25,000 for small business assistance for members of the reserves called or ordered to active duty (reservists)
 - 2) allow the Administrator of the Small Business Administration (SBA) to make no collateral small business loans to such reservists
 - 3) direct the Administrator to establish a loan preapproval process for small business loans to such reservists
 - 4) direct the Administrator to develop an outreach and technical assistance program with respect to loans and grants made to reservists

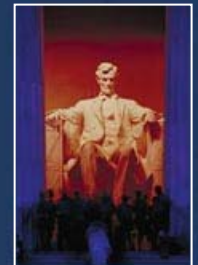
~~Status of Pending Legislation~~

- S 904 and S 1005 are being worked on by the Senate Small Business Committee in an effort to combine the two bills and garner bipartisan support for a unified bill.
- H.R. 109 and H.R. 1265 face strong opposition within the Veteran community and probably will not pass.

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